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MEMO ENDORSED

September 12, 2014

Via Fax Delivery Only

District Court Judge Colleen McMahon
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 1030
New York, New York 10007-1312

9/12/14
OK
9/19/14 @ 10:15 am
Colleen McMahon

**RE: MIGUEL CALDERON v. J.C. PENNEY CORPORATION, INC.
Docket No. 14-CV-5706**

Dear Honorable Madam:

As discussed with your chambers this morning, I represent the defendant in the captioned matter, which is scheduled for an initial conference today at 10:15 a.m. Due to miscommunication between the parties, the plaintiff's counsel was not aware of the conference. I am writing on behalf of both parties to request that this conference be adjourned until either later this afternoon or another day.

As an alternative, the parties would accept a discovery schedule and order issued directly by the Court.

Thank you for your courtesy and cooperation.

Respectfully yours,

THOMAS G. DARMODY

TGD/cc

Cc: Pena & Kahn
Attn: Roasrie

